

#4

Customer No. 000959
Attorney's Docket No. PPI-106CP2

**DECLARATION, PETITION AND POWER OF ATTORNEY FOR
CONTINUATION-IN-PART PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**THERAPEUTIC AGENTS AND METHODS OF USE THEREOF
FOR THE MODULATION OF ANGIOGENESIS**

the specification of which

- ☐ executed by me of even date herewith and about to be filed;
- ☒ was filed on November 1, 2001 as Application Serial No. 10/001,945;
and
- ☐ was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

This application in part discloses and claims subject matter disclosed in my earlier filed application(s), as follows:

- ☒ Serial No. 09/972,772 filed October 5, 2001; as to which I claim priority benefit under Title 35, United States Code, §120.
- ☒ Serial No. 09/704,251 filed November 1, 2000; as to which I claim priority benefit under Title 35, United States Code, §120.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, including all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of the continuation-in-part application.

AS TO THIS APPLICATION

As to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States of America more than one year prior to said earlier application; that the common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application; and

As to applications for patents or inventor's certificate or PCT international application(s) designating at least one country other than the United States of America, on the common subject matter, filed in or designating any country foreign to the United States of America, prior to said earlier application by me or my legal representatives or assigns,

☒ no such applications have been filed.

☐ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID EARLIER U.S. APPLICATION

Country	Application Number	Date of Filing (month,day,year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> Yes <input type="checkbox"/> No
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CLAIM FOR BENEFIT OF U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

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(Application Serial No.)	(Filing Date)

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Ralph A. Loren	Reg. No. 29,325	David J. Rikkers	Reg. No. 43,882
Giulio A. DeConti, Jr.	Reg. No. 31,503	Maria C. Laccotripe	Limited Recognition Under 37 C.F.R. § 10.9(b)
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all of: **Lahive & Cockfield, LLP**, 28 State Street, Boston, MA 02109
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and

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Gary L. Olson	
Inventor's signature <i>Gary L. Olson</i>	Date 3/7/02
Residence 1505 Coles Avenue, Mountainside, NJ 07092	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of second inventor, if any Christopher Self	
Inventor's signature <i>C Self</i>	Date 3/7/02
Residence 32 Natalie Drive, West Caldwell, NJ 07006	
Citizenship U.K.	
Post Office Address (if different)	

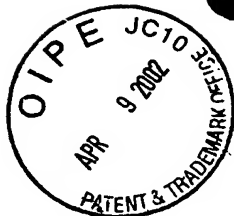
Full name of third inventor, if any Lily Lee	
Inventor's signature	Date
Residence 245 Prestwick Way, Edison, NJ 08820	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fourth inventor, if any Charles Michael Cook	
Inventor's signature <i>Charles M. Cook</i>	Date 3/7/02
Residence 21 Phoenix Drive, Mendham, NJ 07945	
Citizenship U.S.A.	
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Full name of fifth inventor, if any Jens Birktoft	
Inventor's signature	Date
Residence 350 Central Park West #95, New York, NY 10025	
Citizenship Denmark	
Post Office Address (if different)	

Full name of sixth inventor, if any Barry Morgan	
Inventor's signature	Date
Residence 237 Prospect Street, Franklin, MA 02038	
Citizenship US	
Post Office Address (if different)	

Full name of seventh inventor, if any Christopher C. Arico-Muendel	
Inventor's signature	Date
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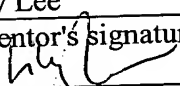
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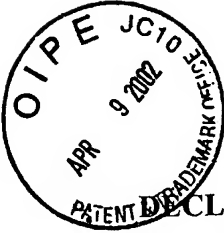
Full name of third inventor, if any Lily Lee	
Inventor's signature 	Date 2/28/82
Residence 245 Prestwick Way, Edison, NJ 08820	
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Full name of fourth inventor, if any Charles Michael Cook	
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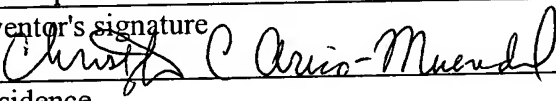
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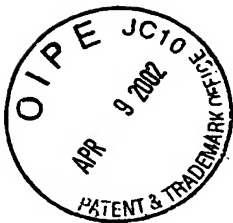
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As to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States of America more than one year prior to said earlier application; that the common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application; and

As to applications for patents or inventor's certificate or PCT international application(s) designating at least one country other than the United States of America, on the common subject matter, filed in or designating any country foreign to the United States of America, prior to said earlier application by me or my legal representatives or assigns,

- ☒ no such applications have been filed.
- ☐ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID EARLIER U.S. APPLICATION

Country	Application Number	Date of Filing (month,day,year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

CLAIM FOR BENEFIT OF U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

_____	_____
(Application Serial No.)	(Filing Date)

_____	_____
(Application Serial No.)	(Filing Date)

_____	_____
(Application Serial No.)	(Filing Date)

_____	_____
(Application Serial No.)	(Filing Date)

CLAIM FOR BENEFIT OF U.S. PATENT APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §120 of any United States patent application(s) listed below.

<u>09/972,772</u>	<u>October 5, 2001</u>
(Application Serial No.)	(Filing Date)

<u>09/704,251</u>	<u>November 1, 2000</u>
(Application Serial No.)	(Filing Date)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

James E. Cockfield Reg. No. 19,162
 Thomas V. Smurzynski Reg. No. 24,798
 Ralph A. Loren Reg. No. 29,325
 Giulio A. DeConti, Jr. Reg. No. 31,503
 Ann Lamport Hammitte Reg. No. 34,858
 Elizabeth A. Hanley Reg. No. 33,505
 Amy E. Mandragouras Reg. No. 36,207
 Anthony A. Laurentano Reg. No. 38,220
 Kevin J. Canning Reg. No. 35,470
 Jane E. Remillard Reg. No. 38,872
 DeAnn F. Smith Reg. No. 36,683
 Peter C. Lauro Reg. No. 32,360
 Jeanne M. DiGiorgio Reg. No. 41,710

Megan E. Williams
 Jeremiah Lynch
 David J. Ridders
 Maria C. Laccotripe

Debra J. Milasincic
 David R. Burns
 Sean D. Detweiler
 Peter S. Stecher
 Cynthia L. Kanik
 Theodore R. West
 Shayne Y. Huff
 Hathaway Pease
 Daniel B. Ko

Reg. No. 43,270
 Reg. No. 17,425
 Reg. No. 43,882
 Limited Recognition
 Under 37 C.F.R. § 10.9(b)
 Reg. No. 46,931
 Reg. No. 46,590
 Reg. No. 42,482
 Reg. No. 47,259
 Reg. No. 37,320
 Reg. No. 47,202
 Reg. No. 44,784
 Reg. No. 46,488
 Reg. No. 47,332

all of: **Lahive & Cockfield, LLP**, 28 State Street, Boston, MA 02109
 United States of America

and

Edgar W. Harlan Reg. No. 42,632

of: **Praecis Pharmaceuticals Inc.**, 830 Winter Street, Waltham, MA 02451-1420
 United States of America

Send correspondence to **Giulio A. DeConti, Jr., Esq.** at Customer No. 000959 whose address is:

Lahive & Cockfield, LLP
28 State Street
Boston, MA 02109

Direct telephone calls to **Giulio A. DeConti, Jr., Esq.** at (617) 227-7400.

Wherefore I petition that letters patent be granted to me for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe my name to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

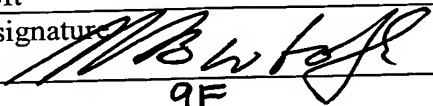

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Gary L. Olson	
Inventor's signature	Date
Residence 1505 Coles Avenue, Mountainside, NJ 07092	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of second inventor, if any Christopher Self	
Inventor's signature	Date
Residence 32 Natalie Drive, West Caldwell, NJ 07006	
Citizenship U.K.	
Post Office Address (if different)	

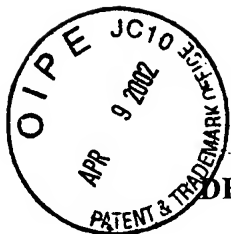
Full name of third inventor, if any Lily Lee	
Inventor's signature	Date
Residence 245 Prestwick Way, Edison, NJ 08820	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fourth inventor, if any Charles Michael Cook	
Inventor's signature	Date
Residence 21 Phoenix Drive, Mendham, NJ 07945	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fifth inventor, if any Jens Birktoft	
Inventor's signature 	Date MAR 15, 2002
Residence 350 Central Park West # ^{9F} 96 , New York, NY 10025 	
Citizenship Denmark	
Post Office Address (if different)	

Full name of sixth inventor, if any Barry Morgan	
Inventor's signature	Date
Residence 237 Prospect Street, Franklin, MA 02038	
Citizenship US	
Post Office Address (if different)	

Full name of seventh inventor, if any Christopher C. Arico-Muendel	
Inventor's signature	Date
Residence 21 Shaw Street, West Roxbury, MA 02132	
Citizenship US	
Post Office Address (if different)	



Customer No. 000959
Attorney's Docket No. PPI-106CP2

**DECLARATION, PETITION AND POWER OF ATTORNEY FOR
CONTINUATION-IN-PART PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**THERAPEUTIC AGENTS AND METHODS OF USE THEREOF
FOR THE MODULATION OF ANGIOGENESIS**

the specification of which

- ☐ executed by me of even date herewith and about to be filed;
- ☒ was filed on November 1, 2001 as Application Serial No. 10/001,945;
and
- ☐ was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

This application in part discloses and claims subject matter disclosed in my earlier filed application(s), as follows:

- ☒ Serial No. 09/972,772 filed October 5, 2001; as to which I claim priority benefit under Title 35, United States Code, §120.
- ☒ Serial No. 09/704,251 filed November 1, 2000; as to which I claim priority benefit under Title 35, United States Code, §120.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, including all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of the continuation-in-part application.

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☒ no such applications have been filed.

☐ such applications have been filed as follows

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			<input type="checkbox"/> Yes <input type="checkbox"/> No

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(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

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(Application Serial No.)	(Filing Date)

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Reg. No. 43,270
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all of: **Lahive & Cockfield, LLP**, 28 State Street, Boston, MA 02109
United States of America

and

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United States of America

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Full name of sole or first inventor Gary L. Olson	
Inventor's signature	Date
Residence 1505 Coles Avenue, Mountainside, NJ 07092	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of second inventor, if any Christopher Self	
Inventor's signature	Date
Residence 32 Natalie Drive, West Caldwell, NJ 07006	
Citizenship U.K.	
Post Office Address (if different)	

Full name of third inventor, if any Lily Lee	
Inventor's signature	Date
Residence 245 Prestwick Way, Edison, NJ 08820	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fourth inventor, if any Charles Michael Cook	
Inventor's signature	Date
Residence 21 Phoenix Drive, Mendham, NJ 07945	
Citizenship U.S.A.	
Post Office Address (if different)	

Full name of fifth inventor, if any Jens Birktoft	
Inventor's signature	Date
Residence 350 Central Park West #95, New York, NY 10025	
Citizenship Denmark	
Post Office Address (if different)	

Full name of sixth inventor, if any Barry Morgan	
Inventor's signature 	Date 3.6.02
Residence 237 Prospect Street, Franklin, MA 02038	
Citizenship US	
Post Office Address (if different)	

Full name of seventh inventor, if any Christopher C. Arico-Muendel	
Inventor's signature	Date
Residence 21 Shaw Street, West Roxbury, MA 02132	
Citizenship US	
Post Office Address (if different)	